

IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS  
WICHITA FALLS DIVISION

CORY LEE HENSON

CASE NO. 09-70430-HDH-13

AKA1:

AKA2:

DBA1:

DBA2:

SS#1: xxx-xx- 7041

SS#2:

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**REPORT OF 341 MEETING**

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**I. 341 MEETING REPORT:**

A. Orig. Date: 9/24/2009 Orig. Time: 2:00 PM Reset Date: Reset Time:  
B. Meeting Results: Adjourned  
C. Debtor(s): Debtor 1 Appeared  
D. Attorney for Debtor(s): Appeared  
E. Creditor Appearance: None  
F. Amount Paid to the Trustee as of 9/25/2009 \$200.00 First Payment Due Date: 9/24/2009

G. File Trustee's Motion to Dismiss because

H. B22C Information: B22C Form is: Complete

Budgeted Income: \$1,510.90 Expense: \$1,310.90 Surplus: \$200.00  
Plan Payment: \$200.00 Monthly Plan Term(Months): 36

I. Value of Non-Exempt Property: \$0.00 Proposed Amount to Unsecured Creditors: \$0.00

Objection to Exemption of: TxPropCode - 42.002(a)(9) on 2 vehicles for 1 debtor

Repeat Filing (If case dismissed, it should be with prejudice) Previous Case Numbers:

Object to Invoke Stay Pleading

Case Converted from Chapter 7, Bar Date Set: 12/23/2009 Date Converted from Chapter 7:

J. Required Information: Photo ID

K. Business Information:

L. Object to Confirmation: Yes

Feasibility cant be determined until secured IRS treated and non-exempt determined  
IRS secured claim for \$12,348 needs treatment  
non-exempt can't be determined until Sch C is amended  
Exemption: TxPropCode - 42.002(a)(9) on 2 vehicles for 1 debtor

M. Financial Management Class: Debtor 1 Appeared Debtor 2 Appeared

N. Eligibility:

Certificate of Credit Counseling Filed: Both Debtor 1 and Debtor 2

Credit Counseling Provider Approved: Yes

Debt Limits Exceeded (Secured-\$1,010,650; Unsecured-\$336,900): No

O. Domestic Support Obligation: \$0.00 Current: Arrears: \$0.00

Affidavit and Disclosure of Domestic Support Obligations Received: Yes

P. Remarks: MTD

-Photo ID

-Incomplete DSO states debt owed, but no person or servicing agent

Questions

-DSO does not list the holder or the servicing agent.\

He does owe and it will be corrected.

-All pay stubs stated commission. Mr. is only paid commission and no salary?

Yes

-Used TxPropCode - 42.002(a)(9) on 2 vehicles for 1 debtor

-One debtor one vehicle.

-IRS secured claim for 12,348 needs treatment.

Walter O'Cheskey

Chapter 13 Trustee

6308 Iola Avenue Lubbock, TX 79424

(806) 748-1980 Phone (806) 748-1956 Fax

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Objections

- Feasibility can't be determined until secured IRS treated and non-exempt determined
- IRS secured claim for \$12,348 needs treatment
- non-exempt can't be determined until Sch C is amended
- Exemption: TxPropCode - 42.002(a)(9) on 2 vehicles for 1 debtor

Dated: 9/24/2009

/s/ Walter O'Cheskey

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Standing Bankruptcy Trustee

By: Brent Hagan

Case Number:	09-70430 Page 3 of 4				
Debtor:	Henson				
Attorney:	MJW				
Presiding Officer:	Brent Hagan				
Calculation Date:	9/23/2009 13:15				
Domestic Support <b>Input name from Plan</b>	Arrears Enter amount from Plan	Int. Rate Enter from Plan	Term Per Plan	Calculated Monthly Payment	Total Pmt. Per Term of Plan
AG	\$473.00	0.00%	18	\$26.28	\$473.00
	\$0.00	0.00%	1	\$0.00	\$0.00
Secured Creditor/Collateral <b>Input name from Plan</b>	Value/Claim Amount Enter amount from Plan	Int. Rate Enter from Plan	Term Per Plan	Calculated Monthly Payment	Total Pmt. Per Term of Plan
IRS-\$12,348 not provided for in plan	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
	\$0.00	0.00%	1	\$0.00	\$0.00
Priority Creditor <b>Input name from Plan</b>	Value/Claim Amount Enter amount from Plan		Term Per Plan	Calculated Monthly Payment	Total Pmt. Per Term of Plan
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
	\$0.00		1	\$0.00	\$0.00
Attorney Fees <b>Paid Through the Plan</b>	\$2,699.00				\$2,699.00
Noticing Fees	\$41.36				\$41.36
Clerk Filing Fees	\$0.00				\$0.00
Hardacre Minimum	\$0.00	<-----			
Chapter 7 Minimum (Gross)	\$0.00				
Less Trustee Fees	\$0.00				
Less Attorney Fees	\$2,699.00				
Less Noticing Fees	\$41.36				
Less Clerk Filing Fees	\$0.00				
Less Scheduled Priority Claims	\$473.00				
Less Other (Explain Below)	\$0.00				
Chapter 7 Minimum (Net)	\$0.00	<-----			
Total Scheduled General Unsecured Claims (Limits Greater of Hardacre or Chapter 7 Minimum)					\$16,515.14
Calculated Base (Admin, Secured, Priority, DSO, Lower of Minimum or Sched U/S & Trustee Fee)					\$3,565.80
Debtor Plan Base (Monthly Payment X Term)					\$7,200.00
Surplus (Debtor Plan Base - Calculated Base)					<u><u>\$3,634.20</u></u>

**Comments:**

Case Number:	0
Debtor:	0
Attorney:	0
Presiding Officer:	0
Calculation Date:	9/23/2009 13:15

Schedule I Gross Income		\$0.00
Less Line 57 B22C		\$0.00
Adjustments (Enter as positive to add, negative to subtract)		
Adjustment out		\$0.00
Month Disposable Income Available		\$0.00
Multiplier		60
Minimum to Unsecureds		\$0.00

Comments: